

THE HON'BLE SRI JUSTICE BILAL NAZKI

WRIT PETITION NO.28712 OF 1997

Dated 05-07-2006

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Between:

- Syed Allah Baksh ... Petitioner

And

The District Collector and other s ... Respondents

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ORDER:

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The case was taken before lunch. Then Sri B.V.Rama Rao, representing Sri G.Krishna Murthy, learned counsel for the petitioner, sought an adjournment. The case was passed over to be taken after break. After break, again the same request is made. I have perused the record. The case is pending in this Court for almost a decade and on the orders of the Hon'ble Chief Justice, all Judges of this Court sit in single Benches on Wednesday to hear the old matters. Therefore, it is difficult to adjourn this case. Even otherwise, it appears that the case has become infructuous. The petitioner was allotted a fair price shop by an order of the Revenue Divisional Officer, Guntur, on 30th July, 1994. This order was assailed before the Joint Collector, Guntur, in an appeal. He set aside the order of the Revenue Divisional Officer and directed appointment of the fourth respondent. He felt the order of the Revenue Divisional Officer arbitrary, against the provisions of law and in violation of principles of natural justice. This order was challenged by the petitioner before the District Collector, Guntur, by way of a revision. The Collector also agreed with the Joint Collector and upheld his order. The fourth respondent has been allotted a fair price shop by the order of the Joint Collector, dated 10th June, 1995. Eleven years have passed and it is not known to the learned counsel for the petitioner or to this Court as to what happened after 1995. Whether fourth respondent is still holding the shop or not. Learned Government Pleader for Civil Supplies, however, submits that the term of the fourth respondent is also over. As such the writ petition is become infructuous and the same is accordingly dismissed.

No order as to costs.

(Bilal

Nazki,J)

Dated 5th July, 2006
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